



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 1207.0008
Anticipated
Classification of this application:
Class _____
Subclass _____
Prior application:
Examiner P. Prebilic
Art Unit 338.

R. Kent
4-9-91
#16/Pre
C

The Commissioner of
Patents and Trademarks
Box FWC
Washington, D.C. 20231

Sir:

This is a request for filing a X continuation
divisional application under 37 CFR 1.62, of pending
prior application serial no. 07/253,115 filed on October
4, 1988 of Richard A. Schatz for EXPANDABLE INTRALUMINAL
GRAFT.

The above identified prior application in which no
payment of the issue fee, abandonment of, or termination
of proceedings has occurred, is hereby expressly abandoned
as of the filing date of this new application. Please use
all the contents of the prior application file wrapper,
including the drawings, as the basic papers for the new
application.

1. X Enter the amendment previously filed on
December 17, 1990 under 37 CFR 1.116 but
unentered, in the prior application.
2. _____ A preliminary amendment is enclosed.
(Claims added by this amendment have been
properly numbered consecutively beginning
with the number next following the highest
numbered original claim in the prior
application.)

The filing fee is calculated below on the basis of
the claims existing in the prior application as amended at
1 and 2 above.

FOR:	No. Filed	No. Extra
Basic fee		
Total claims	6-20=	0(*)
Indep claims	2- 3=	0(*)
— Multiple Dependent Claims Presented		

*If the difference in Column 1 is less than zero, enter
"0" in Column 2.

Ext. of time to FWC

Fees for small entity		OR	Fees for other than a small entity	
Rate	Fee		Rate	Fee
	\$315	OR		\$630
x10=	\$	OR	x20=	\$
x30=	\$	OR	x60=	\$
+100=	\$	OR	+200=	\$
Total	\$	OR	Total	\$630

3. _____ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. _____. A duplicate copy of this sheet is enclosed.

4. X A check in the amount of \$630.00 is enclosed.

5. _____ A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.

6. X Amend the specification by inserting before the first line the sentence: - This application is a X continuation division, continuation-in-part, of application serial no. 07/253,115, filed October 4, 1988. ^{now abandoned}

7. _____ A verified statement claiming small entity status is enclosed (necessary even if a statement was filed in the prior application).

8. _____ Priority of application serial no. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.

_____ The certified copy has been filed in prior application serial no. _____, filed _____.

9. X The prior application is assigned of record to EXPANDABLE GRAFTS PARTNERSHIP.

10. X The power of attorney in the prior application is to Ben D. Tobor.

a. _____ The power appears in the original papers in the prior application.

b. _____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. X Address all future communications to Ben D. Tobor, 11657 Katy Freeway, Suite 1400, Houston, Texas 77079. (May only be completed by applicant or attorney or agent of record.)

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11. ☒ A Petition for Extension of Time to respond to the outstanding Office Action in Application Serial No. 07/253,115, filed October 4, 1988, due February 19, 1991 is enclosed herewith along with a check in the amount of \$300.00 pursuant to 37 C.F.R. §1.17.

12. ☐ Certificate of mailing.

13. ☒ Certificate of mailing by Express Mail
NB 373 573 629.

14. ☐ Post Card Receipt.

15. Supplemental Statement under R.1.97
It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

The undersigned declare further that all statements made hereby of his or her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2/19/91
(date)

Address of signator:
11757 Katy Freeway
Suite 1400
Houston, Texas 77079

BEN D. TOBOR
(signature)
— Inventor(s)
— Assignee of complete
interest
☒ Attorney or agent
of record
— Filed under §1.34(a)

BDT/CIP-62/D4/EGP
02/18/91

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Attorney Docket
No. 1207.0008

07 657296

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, No. NB 373 573 629, in an envelope addressed to Commissioner of Patents & Trademarks, Washington, D.C. 20231, on February 19, 1991.

Bonnie Vick
Name of Registered Representative

Bonnie Vick
Signature

2-19-91
Date of Signature

Cert-Express/D4/EGP

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